Numb. 3680.

The Daily Courant.

Thursday, July 30. 1713.

DUBLIN.

The Certificate of Alderman Thomas Pleasant's Election to the Mayoralty of the City of Dublin, the Lord-Mayor's Answer thereunto, and the Reply of the Aldermen to the said Answer.

To their Excellencies the Lords-Justices of Ireland, and the Right Honourable the Lords and others of Her Majesty's Most Honourable Privy-Council of the same.

May it please your Excellencies and Lordships.

WE the Aldermen of the City of Dublin, whose Names are hereunto subscribed, do in the most humble manner certify to your Lordships, that pursuant to the Rules, Orders and Directions for Regulating the Corporation of Dublin, We were by Order of the Lord-Mayor duely Summoned, and did Assemble at the Tholsell of the said City on the Eighth of this Instant May, to Elect a Lord-Mayor and one Sheriff for the ensuing Year, the last Election of a Lord-Mayor and Sheriff being disapproved by your Excellencies and Lordships about a Fortnight past.

That the Lord-Mayor of the said City then nominated Sir William Fownes, Alderman, Alderman Constantine, and Alderman Mason, to be put in Election for the Mayoralty of this City. Thereupon it was immediately moved, that before the Board proceeded to an Election on that Nomination, the Question should be put, whether Alderman Constantine should stand one of the three Aldermen then to be put in Election; which Motion was seconded by several of the Aldermen, who desired the Lord-Mayor to put that Question, which he refused to do, declaring that they should have no other Choice, than one of the three Persons he had then nominated as aforesaid, and then endeavoured as far as in him lay to prevent any proceeding to an Election, by withdrawing himself from the Tholsell, during the Sitting and Continuance of the said Assembly, or Board of Aldermen, though we several times requested him to stay with us, till we had finished the Business for which we were called together by his own Order or Summons.

We afterwards sent an Officer of the City to his Lordship's House, to desire him to return to the said Board of Aldermen then continuing and sitting in the Tholsell, that we all might proceed, as usual, to an Election of a Lord-Mayor and Sheriff. To which Message the Lord-Mayor returned Answer, *That he would not come.*

Whereupon we being obliged by the new Rules from time to time after a Disapprobation to proceed to a new Election, did accordingly proceed to an Election of a Lord-Mayor and a Sheriff for the said City, and then and there unanimously Elected Alderman Thomas Pleasant Lord-Mayor; and James King of Corn-Market in the said City, Merchant, Sheriff for the said Year, and humbly pray your Excellencies and Lordships Approbation thereof.

All which Matters aforesaid, we do hereby testify to your Excellencies and Lordships, under our respective Hands, the City Seal being in the Custody and Power of the Lord-Mayor. May 8. 1713.

John Rogerson, *Geo. Forbes,*
Thomas Quin, *John Pearson,*
Samuel Walton, *Ralph Gore,*
Jo. Page, *Anthony Barker,*
Benjamin Burton, *Tho. Wilkinson,*
John Stoyte, *John Eccles,*
Thomas Bolton, *Thomas Curtis,*
James Barlow, *William Dickson.*
William Quaile,

To Their Excellencies the Lords-Justices, and the Right Honourable the Lords and others of Her Majesty's most Honourable Privy Council of Ireland.

The humble Answer of Sir Samuel Cooke, Knight, Lord-Mayor of the City of Dublin, to the Certificate of several of the Aldermen of the said City, on their having taken upon them in this Respondent's Absence to Elect a Lord-Mayor and the Sheriff to serve for the City the next ensuing Year.

Humbly Sheweth,

THAT by the Rules made at this Honourable Board, in the Year of our Lord 1672, which have the Force of an Act of Parliament for the better regulating the Corporation of the said City of Dublin, it is Enacted, 'That the Election of Lord Mayor, 'Sheriffs, and a Treasurer of the said City, should be for 'ever thereafter only by the Lord-Mayor and Alder'men of the said City, those being always Eight Aldermen at the least present at the Time of such Election, and that no other Person or Persons whatsoever should at any time thereafter have any Vote in the Election of the said Officers, or any of them, and that upon all Elections to be thereafter made of Lord Mayor or Sheriffs, Recorder or Town-Clerk, of said Corporations, the Names of the Persons so Elected should be by the Corporation within Ten Days after such Election presented to this Honourable Board to be approved by them, and that no Person so Elected for any of the said Offices, should be for ever thereafter capable of serving in the said several Offices or any of them, until they should be Approved by Order of this Honourable Board; and that in case any of the Persons so Presented, should not be so approved of within Ten Days after their Names should be so Presented; then and in such case the said Corporation should from time to time proceed to a new Election of fit Persons for the said respective Offices, for which the Persons so preferred, should not be so approved of, and should in like manner present their Names to this Honourable Board, until they should have chosen such Persons for the said respective Offices as should be approved of as aforesaid. The Respondent further humbly sheweth, That it is the Right, as he humbly conceives, of the said Mayor to assemble and call together at a proper Time and Place the Aldermen of the said City, to proceed to such Elections as Occasion doth require, and to preside in such Assemblies, and that accordingly the last Election of a Lord-Mayor and one of the said Sheriffs to serve in the said Corporation for the next ensuing Year, and which was certified under the Seal to this Honourable Board, not being approved according to the said Rules; This Respondent according to the Duty of his Office, did in due Form Summon the Aldermen of the said City, to meet at the Tholsell, to proceed to a new Election of a Lord-Mayor and Sheriff, in the Place and Stead of those who were not approved of as aforesaid, and having met accordingly, this Respondent according to the Ancient and Modern Usage, (and therefore looks upon it to be his undoubted Right) presented the Names of Three Persons to be put in Election for Lord-Mayor, and some of the Aldermen insisting that it should be first put to the Vote, whether any of the said Three should be put in Election, and refusing to proceed to the Election upon any other Terms; this Respondent thereupon to preserve the Usage so long continued in the said Corporation, as well before as since the making of the said Rules, *To prevent the Heats that some of the said Aldermen were running into*, and in order to take such an unexpected Emergency into better Consideration, broke up the said Assembly for that time, and departed with some of the Aldermen along with him, which he humbly conceives he might upon reasonable Occasions, *And especially to prevent Tumults*, have lawfully done, and that the said certifying Aldermen had no right to continue the said Assembly without him, much less to proceed to an Election of Lord-Mayor and Sheriff, or to Certify any such Election, wherein as the Respondent humbly conceives, they have acted contrary to the express Letter and Meaning of the aforesaid Rules, by assuming to themselves the Power of making and certifying Elections, without the Lord-Mayor, and in an Illegal and Unwarrantable Manner. This Respondent further humbly shews, That in order to be informed of the Usage and Method of Proceedings to Elections, he desired to have access to the Books and Records of the said Corporation, which he humbly conceives, every Lord-Mayor upon the like occasion has right to get; this Respondent was refused the same by Jacob Peppard, Town Clerk of the said City, until ordered by this Honourable Board; and then this Respondent upon examining into such Books as the said Jacob Peppard did produce, finds by multiplicity of Presidents, in the Succession of a great many Years, before the said Year 1672, and ever since that, Three have been put in Election for Lord-Mayor, by the Lord-Mayor for the time being; and that the Paper containing their Names, was placed upon the Desk, and the Aldermen Voted by drawing a Score cross the Line put after the Names of the said Three; and this Respondent could not find any one President of any other Method of proceeding, nor that it was at any time put to the Vote, who should be the Three so named: And this Respondent humbly conceives, that this ancient Method was not altered by the said Rules, nor was it ever thought so because it has been all along continued since the making of the said Rules

to

es this time, and may therefore be deemed to have the force of a By-Law, and the rather, for that it appears there were Books wherein the By-Laws of the said City were Enter'd, which this Respondent could not find, nor what is become of the same. This Respondent further humbly conceives, that he might the rather break up the said Assembly for that time, because he apprehended, as with humble Submission he still does, that the Objections there made against the said Elegees, by some of the said certifying Aldermen, were frivolous; as first against Sir William Fownes, that he had lately served in the Mayoralty, when it appears that one and the same Man had served even Two Years successively in the said Mayoralty, and Several have been Lord-Mayors at distinct times; against Alderman Constantine, that he hath been several times before put in Election, and not chosen, and that he refused to attend the Duty of his Place, the first whereof seems no reason; and it answers it self; for if he has been put Eight times before in Election, what Law is there to hinder his being Nominated again, and the latter is a general Accusation, and concludes nothing, and the Objection mentioned in the Cities Case, against him before, being now removed, there is more reason to put him now in Election, than there was at any time before; and the said Certifyers having made no Objection at all against Alderman Mason, shew, *that they had some other View*, besides any just Exception that could be made to the said Elegees.

All which this Respondent humbly submits to this Honble. Board, and humbly hopes that Your Excellencies and Lordships according to the said Rules, Orders and Directions, will correct the Irregularity of the said Proceedings, in such manner as to your Wisdom and Justice shall seem meet.

Sam. Cooke.

By the Lord Justices and Council of Ireland.

Orr. Philipps, Cane. Jo. Tasm.

"UPON Reading this Day at the Board the Answer of Sir Samuel Cooke, Knight, Lord-Mayor of the City of Dublin, to the Certificate of the Election of several of the Aldermen of the said City of a Lord-Mayor and Sheriff for the ensuing Year, and due Consideration had thereof; We think fit to Order and Direct as We do hereby Order and Direct, That the Aldermen who Signed the Certificate of the said Election, have a Copy of the said Answer, and make their Reply thereto by Tuesday the 14th of July Instant, whereupon such Order shall be made by this Board as shall be thought proper.

Given at the Council Chamber in Dublin, the Sixth Day of July, 1713.

Abercorne, W. Meath, W. Kildare, Edw. Down and Connor, Char Pelding, R. Savage, Rich. Cox, Rob. Dyas, Rob. Rochfort, Dan. O Brien, John Percival, Sam. Dopping.

The Aldermens Reply.

To their Excellencies the Lords Justices of Ireland, and the Right Honourable the Lords and others of Her Majesty's most Honourable Privy Council of the same.

The Replication of Ralph Gore, Sir John Rogerson, Knight, Thomas Quin, Samuel Walton, John Page, Benjamin Burton, John Pearson, John Eccles, James Barlow, John Smyth, Thomas Bolton, Anthony Barkey, William Quaile, Thomas Wilkinson, George Forbes, Thomas Curtis, and William Dickson, Aldermen of the City of Dublin, who Subscribed the Certificate of the Election of Alderman Pleasant to the Mayoralty of the said City, to the Answer of Sir Samuel Cooke, Knight, Lord-Mayor of the said City, to the said Certificate.

YOUR Excellencies and Lordships on the Sixth of this Instant July, having Ordered and Directed that the Aldermen who Signed the Certificate of the Election of Alderman Pleasant, should make their Reply to the Answer of the said Sir Samuel Cooke to the said Certificate, which Certificate was lodged with the Clerk of the Council-Board, on the Twelfth Day of May last.

The said Aldermen in Obedience to the said Order make the following Reply, and say, they have endeavoured as far as in them lay to continue and improve the good Agreement and Correspondence which till of late hath been observed between the Lord-Mayor and Aldermen of this City and their Fellow-Citizens; And these Repliants were so far from Depriving the present Lord-Mayor of any Right or Power belonging to his Station, that they have always supported him in his just Rights, have been more than usually liberal to him out of the City Revenue, and until the time of his withdrawing from the Assembly of the Aldermen and refusing to proceed to the Election of a Lord-Mayor and Sheriff, as the New Rules require, treated him with great Respect; Nevertheless the said Lord Mayor hath been pleased in his Answer to Charge these Repliants with running into Heats at their last Election of a Lord Mayor and Sheriff, and to insinuate as if he was obliged to withdraw from the Assembly to prevent Tumults; and in the Argumentative part of his Answer is pleased to conclude that these Repliants had *other Views* than what they then owned, which Insinuations are highly Injurious to these Repliants, and the said Facts are unduly set forth: For that the Debates at that Meeting were carried on with the utmost Temper and Caution, and without the least appearance of or tendency towards Disorder or Tumult; nothing being more distant from the Inclination of these Repliants, than the encouraging Tumults or Breaches of the Peace in a City whose Peace and Prosperity these Repliants are by their Oaths and Interest bound to preserve.

That by the Constitution of this City the Board of Aldermen are Impowered to Vote in all Elections of City Magistrates, and are in Nature of a Council to assist the Lord-Mayor in Matters of Moment; that it hath been the constant Practice of the said Lord-Mayors of this City, to Assemble and Consult their Brethren the Aldermen in all Matters of Consequence; Which Safe and Laudable Method the present Lord-Mayor has of late to our great Surprize and Concern thought fit to decline, and seems to be influenced by other Advice and Assistance.

[The remaining part of this Replication is referred to our next.]

London, July 29.

Yesterday arrived the Mail from Holland of Friday last.

From the Leiden Gazette, dated Aug. 3

From the Imperial Camp at Mayberg, July 20. Prince Eugene of Savoy holds frequent Councils of War with the other General-Officers; and we talk still of passing the Rhine, to attempt the Relief of Landau. 'Tis confirmed from several parts, that the Enemy having made divers Assaults on a Redoubt called the Alexander before that Place, were repulsed with great Loss. But we know not yet whether the Enemy have carried that Redoubt at last, or whether the Besieged maintain themselves in it. Passengers report that there has been a great Fire in Landau; mean while the Enemy can push on their Approaches but slowly, because of the great Timber buried in the Ground which they meet with about the Outworks of the Place. The Enemy's Cavalry are obliged to extend themselves very wide on all Sides, for procuring Forrage, which is very scarce in the Marshal de Villars's Camp.

Mentz, July 30. 'Tis not yet known for certain when the Troops of Prussia, Saxony, Hanover, and Wirtemberg will come hither; but 'tis said there are 30000 Men already cantoned between this Place and Francfort; and by Order of Prince Eugene 2 Bridges are actually laying here over the Rhine.

London, July 30.

Yesterday South-Sea Stock was 93 three quarters to 93 five eights. Bank 127 three quarters. India 123 three quarters. African 48 one quarter.

To be Sold furnished, or unfurnished, a good Mansion House, with all Convenient Out-houses, Coach-house and Stables, and Gardens, containing at least 6 Acres, planted with the best Fruit, good Greens, and an Orangree, at Earl's Court near Kensington, within 3 miles of London, late the estate of Henry Guy, Esq; Inquire at the said House, or at Mr. Arthur Lake's Chambers in Clement's-Inn.

For SALE by the CANDLE.

To Morrow the 31st Instant, at Lloyd's Coffee-house in Lombard street, at 6 a Clock in the Afternoon, (only one Pipe of Wine in a Lot) 20 Pipes of New Gallicia Red Rhadaviz Wine, deep, bright, strong, fresh, and of the true favour, neat, an entire Parcel, last landed, now in a Ground Warehouse in the Gateway of Bommers Key, between London-Bridge and Billingsgate. To be seen and tasted this Day from 8 to 1, and from 2 to 6, and all Day to Morrow (as above) till the time of Sale. To be Sold by Tho. Tomkins, Broker in Seething-lane in Tower street.

This Day is published,

Ethices Compendium, in usum Academicæ Juventutis. Authore Dorcile Whitby, S. T. P. Auctius & emendatius tertio editum. Impendia Gul. Jones, ad Insignia Principis, in Area Boreali D. Pauli.

Dr. Stoughton's great Cordial Elixir for the Stomach and Blood, highly esteem'd of throughout Europe, and is Sold at some one Shopkeeper's, Coffee house, or Inn, in most Cities and considerable Towns thereabout Where it is not yet placed any Person who finds first may have it to Sell again, with good Allowance, many Selling 30 or 60 Dozen a Year, some more, but none will be delivered without ready Money by Carrier, or a Bill on some Person in Town. Prepared only by him at his House in Bartholomew-Lane next the Royal-Exchange, London, being Removed out of Southwark thither, for the better accommodating Merchants, Captains of Ships, &c. who send or take with them great Quantities abroad, and few now Travel by Sea or Land without it, it powerfully preserving from Infectious Air, Contagious Distales, &c. keeping the Body in a due State of Health and Vigour. He hath obtained Her Majesty's most Gracious Letters Patents for the Sole making thereof. 'Tis the most delightful Bitter in the World taken in Beer, Ale, Tea, Cyder, Mum, Small Punch, &c. as the Bills direct, being in French and Dutch, as well as English. Most Gentlemen drink it in the Morning before any other Bitter, others in Beer or Ale to make Pale Ladies in Tea, &c. When you Buy it, pray ask for it by his Name, and let the Seller warrant it to be the Right, for he fears in some Places 'tis Counterfeited. He hath received an Account lately that great Numbers have been cured of Agues with this Elixir only at twice or thrice taking, as the Bills order it to be in short Time.

LONDON: Printed by John Barber, at the *Dolphin* in *Little-Britain*; and Sold by A. Baldwin in *Warwick-Lane*.